

ORDINANCE NO. 3937

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 5.05 TO REVISE THE “RUNNING AT LARGE PROHIBITED” PROVISION OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the Edmonds City Council held a public hearing relating to a certain provision of the “Animal Control” section of the Edmonds City Code (“ECC”); and

WHEREAS, after review and discussion, the City Council finds that a revision to that code section will provide an enforcement tool in those rare instances where certain animal control issues are not otherwise resolved among neighbors; and

WHEREAS, the City Council has therefore determined it to be appropriate to amend ECC Chapter 5.05 to revise the “Running at large prohibited” provision;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 5.05.050(A) of the ECC Running at large prohibited is hereby amended to read as follows (deleted language in strike-through):

5.05.050 Running at large prohibited.

A. Except as provided in subsection (C) of this section, it shall be a civil violation for the owner or person having charge, care, custody or control of any animal, ~~with the exception of cats,~~ to allow such animal to run at large during any hours of the day or night; provided however that fourth and subsequent violations shall be misdemeanor offenses. This section shall not apply to seeing eye or hearing ear dogs or dogs owned by the city or other law enforcement agencies and maintained as police K-9 units while under the custody and control of the trainer or handler. Any animal found running at large may be seized and impounded.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction,

such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:


MAYOR, DAVID O. EARLING

ATTEST/AUTHENTICATED:


CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:


OFFICE OF THE CITY ATTORNEY

FILED WITH THE CITY CLERK:	08-16-2013
PASSED BY THE CITY COUNCIL:	08-20-2013
PUBLISHED:	08-25-2013
EFFECTIVE DATE:	08-30-2013
ORDINANCE NO. <u>3937</u>	

SUMMARY OF ORDINANCE NO. 3937

of the City of Edmonds, Washington

On the 20th day of August, 2013, the City Council of the City of Edmonds, passed Ordinance No. 3937. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 5.05 TO REVISE THE "RUNNING AT LARGE PROHIBITED" PROVISION OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 21st day of August, 2013.



CITY CLERK, SANDRA S. CHASE

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

} S.S.

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The full text of this Ordinance will be mailed upon request.
DATED this 21st day of August, 2013.
CITY CLERK, SANDRA S. CHASE
Published: August 25, 2013.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Summary of Ordinance No. 3937

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

August 25, 2013

and that said newspaper was regularly distributed to its subscribers during all of said period.

Karen E. Zorn

Principal Clerk

Subscribed and sworn to before me this

26th

day of August, 2013

Diana L. Hendrix

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.

